

FAX RECEIVED

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

OFFICE OF PETITIONS

Applicants: Bilyeu et al.
Appl. No.: 09/971,993
Conf. No.: 4144
Filed: October 5, 2001
Title: GAMING APPARATUS AND METHOD OF GAMING INCLUDING
INTERACTIVE GAMING SYMBOLS FOR PRODUCING DIFFERENT
OUTCOMES
Art Unit: 3714
Examiner: Tramar Yong Harper
Docket No.: 112300-4339

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT TRANSMITTAL LETTER

Sir:

On August 16, 2007, Examiner telephoned Applicants regarding a proposed Examiner's amendment for this application. At such time, Applicants informed Examiner that Applicants intended to file an Information Disclosure Statement shortly after such teleconference.

Accordingly, enclosed is an Information Disclosure Statement for consideration in the above-identified application. In accordance with the provisions of 37 C.F.R. 1.56, 37 C.F.R. 1.97, and 37 C.F.R. 1.98, Applicants request that a citation and examination of the references cited on the enclosed PTO-1449 form be made during the course of examination of the above-identified application for United States patent. Pursuant to 37 C.F.R. 1.98, copies of any cited foreign patent documents and non-patent documents are enclosed.

This Information Disclosure Statement is submitted:

- ☐ Within three months of filing of a national application; within three months of the date of entry of the national stage as set forth in 37 C.F.R. §1.491 in an international application; before the mailing date of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a Request for Continued Examination.
- ☐ After the period specified above, but before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application and is accompanied by one of:
 - ☐ Payment of the fee set forth in 37 CFR 1.17(p); or

Appl. No. 09/971,993

- ☐ The certification specified in 37 CFR 1.97(e) follows.
- ☒ After the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application and is accompanied by the fee set forth in 37 CFR 1.17(p) and the certification specified in 37 CFR 1.97(e) follows.
- ☐ The undersigned counsel for applicant(s) hereby certifies each item of information contained in the accompanying Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.
- ☒ The undersigned counsel for applicant(s) hereby certifies that no item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned, after making reasonable inquiry, no item of information contained in the accompanying Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.
- ☐ A copy of a Search Report from a corresponding foreign patent application is enclosed.
- ☐ A check in the amount of \$180 to cover the required fee is enclosed.
- ☐ The Commissioner is hereby authorized to charge the amount of \$180 to cover the required fee to Deposit Account No. 02-1818.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 02-1818.

Respectfully submitted,

BELL, BOYD & LLOYD LLP

BY 

Renato L. Smith

Reg. No. 45,117

Customer No. 29159

Dated: August 30, 2007

INFORMATION DISCLOSURE CITATION IN AN APPLICATION (Use several sheets if necessary) PTO Form 1449	Atty Docket No. 112300-4339	Application No. 09/971,993
	Applicant Danny W. Bilyeu et al.	Date Submitted August 30, 2007
	Filing Date October 5, 2001	Group 3714

U.S. PATENT DOCUMENTS							
Examiner's Initials		Document Number	Publication Date	Inventor	Class	Subclass	Filing Date If Appropriate
		4,695,053	September 22, 1987	Vazquez, Jr. et al.			
		5,308,065	May 3, 1994	Bridgeman et al.			
		5,332,228	July 6, 1994	Schultz			
		5,423,539	June 13, 1995	Nagao			
		5,431,408	July 11, 1995	Adams			
		5,449,173	September 12, 1995	Thomas et al.			
		5,547,201	August 20, 1996	Honeywill			
		5,704,835	January 6, 1998	Dietz, II			
		5,769,716	June 23, 1998	Saffari et al.			
		5,823,873	October 20, 1998	Moody			
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		5,931,467	August 3, 1999	Kamille			
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		5,997,401	December 7, 1999	Crawford			
		6,015,346	January 18, 2000	Bennett			
		6,019,369	February 1, 2000	Nakagawa et al.			
		6,033,307	March 7, 2000	Vancura			
		6,050,895	April 18, 2000	Luciano et al.			
		6,056,642	May 2, 2000	Bennett			
		6,059,289	May 2, 2000	Vancura			

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		6,142,873	November 7, 2000	Weiss et al.			
		6,142,875	November 7, 2000	Kodachi et al.			
		6,159,095	December 12, 2000	Frohm et al.			
		6,159,098	December 12, 2000	Slomlany et al.			
		6,176,487	January 23, 2001	Eklund et al.			
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		6,190,255	February 20, 2001	Thomas et al.			
		6,210,279	April 3, 2001	Dickinson			
		6,220,959 B1	April 24, 2001	Holmes, Jr. et al.			
		6,251,013 B1	June 26, 2001	Bennett			
		6,270,411 B1	August 7, 2001	Gura et al.			
		6,290,600	September 18, 2001	Glasson			
		6,299,165 B1	October 9, 2001	Nagano			
		6,299,170 B1	October 9, 2001	Yoseloff			
		6,302,398 B1	October 16, 2001	Vecchio			

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		6,311,976 B1	November 6, 2001	Yoseloff et al.			
		6,319,124	November 20, 2001	Baerlocher et al.			
		6,322,078 B1	November 27, 2001	Adams			
		6,358,144 B1	March 19, 2002	Kaddic et al.			
		6,364,766	April 2, 2002	Anderson et al.			
		6,419,579 B1	July 16, 2002	Bennett			
		6,439,993	August 27, 2002	O'Halloran			
		6,454,266 B1	September 24, 2002	Breeding, et al.			
		6,494,454 B1	December 17, 2002	Adams			
		6,494,785	December 17, 2002	Gerrard et al.			
		6,517,432	February 11, 2003	Jaffe			
		6,520,855	February 18, 2003	DeMar et al.			
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		6,558,254	May 6, 2003	Baerlocher et al.			
		6,561,900	May 13, 2003	Baerlocher et al.			
		6,565,433	May 20, 2003	Baerlocher et al.			
		6,602,136	August 5, 2003	Baerlocher et al.			
		6,604,740 B1	August 12, 2003	Singer et al.			
		6,682,073 B1	January 27, 2004	Bryant et al.			
		6,786,818 B1	September 7, 2004	Rothschild et al.			

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U.S. PATENT DOCUMENTS						
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	2002/0052233	May 2, 2002	Gauselmann			
	2002/0016200	February 2002	Baerlocher et al.			
	2003/0064802	April 3, 2003	Rodgers et al.			

FOREIGN PATENT DOCUMENTS							
Examiner's Initials	Document Number	Publication Date	Country	Class	Subclass	Translation	
						Yes	No
	AU 710015	September 10, 1997	Australian				
	AU 199917318 A1	September 9, 1999	Australian				
	CA 2341927	September 21, 2001	Jaffe				
	EP 1150261	October 31, 2001	Europe				
	EP 0 945 837 A2	September 29, 1999	Europe				
	EP 0984408 A2	March 8, 2000	European				
	EP 1 083 531 A1	Mar. 14, 2001	Europe				
	EP 1205894 A2	October 2, 2001	Europe				
	EP 60019 A1	September 15, 1982	Europe				
	GB 2097160	October 27, 1982	United Kingdom				
	GB 2098781	November 24, 1982	United Kingdom				
	GB 2101380	January 12, 1983	United Kingdom				
	GB 2262642	June 23, 1993	United Kingdom				
	GB 2372132	August 14, 2002	United Kingdom				
	WO 9732285	September 4, 1997	PCT				
	WO 00/12186	March 9, 2000	PCT				
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						Yes	No
	WO 00/66235	November 9, 2000	PCT				
	WO 00/76606 A1	December 21, 2000	PCT				

Examiner's Initials	OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)
	Adders & Ladders Brochure by Barcrest, available July 2001.
	Andy Capp Article written by Strictly Slots published in February, 2002.
	Andy Capp Hits the Bullseye As a New Evo™ Video!, written by Bally Gaming Systems, published in 2001.
	Bally's Cash Encounters found at http://www.ballygaming.com/gameroom/video/cash-encounters.asp , visited on December 17, 2001 (copy unlocatable).
	Bally Live! Special Global Gaming Expo 2002 Issue written by Bally Gaming Systems, published in Fall 2002.
	Big Bang Piggy Banking Advertisement, written by WMS Gaming, Inc., published prior to 2000.
	Black Swan Paytable Display written by IGT, published prior to 2001.
	Boot Scootin Article written by Strictly Slots/Aristocrat Leisure Industries, PTY Ltd., available prior to February 24, 2003.
	Break the Spell Article written by Strictly Slots/Atronic Casino Technology, Ltd., published in September 2000.
	Break the Spell Atronic Web Page, published in January 2001.
	Break the Spell Brochure, published in 1999.
	Cash Chameleon Advertisement written by Aristocrat, published April 2001.
	Cash Encounters Bally Gaming written by Strictly Slots, April 2001.
	Cossack Dancer Advertisement written by Olympic Video Gaming, published prior to 2002.
	Description of "ROAD HOG" Gaming Device and Advertisement by Barcrest, available July 2001.
	Description of Expanding Symbol written by IGT, available in September 1999.
	Description of Gaming Machine with Animating Symbols, IGT, prior to June 29, 2000.
	Description of Symbol Feature in Australian UFO Gaming Machine, Barcrest, Ltd., on or before the month of December in the year 1995.
	Description of Traveling Symbols, written by IGT, available in September 1999.
	Double Diamond Line Advertisement written by Bally Gaming Systems, published in 2000.
	Easy Street Advertisements printed on January 15, 2001.
	Easy Street Article (Casino Data Systems) by Strictly Slots published 2000.
	Elvis Advertisement by IGT, published in 1999.

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Examiner's Initials	OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)
	ENCHANTED FOREST™ Gaming Description from Aristocrat, available in 1994.
	Enchanted Unicorn Advertisement written by IGT, published in 2001.
	Fishin' Buddies Article published in Strictly Slots/Anchor Games, published in April 2001.
	Ghoulish Gamble Advertisement, written by Konami Australia Pty. Ltd., published prior to September 2000.
	Gooooa!! Bally Gaming, Inc., on or before the month of December in the year 2000.
	Happy Camper Advertisement written by IGT, published in 2001.
	Introducing the "Smiling Ape" Machine Advertisement (including Joker's Wild Poker description) written by IGT, published prior to 2001.
	Jackpot Party Brochures and Articles by WMS Gaming, Inc., published 1998, 1999, 2000.
	Joker's Wild Advertisement written by IGT, published prior to 2001.
	Little Green Men, Jr. Advertisement written by A.C. Coin and Slot Services Company, published prior to 2002.
	Loco Loot Article written by Strictly Slots/Aristocrat Leisure Industries, PTY Ltd., published in May 2002.
	Mountain Money Article written by Strictly Slots/Aristocrat Leisure Industries, PTY Ltd., published in June 2002.
	Mystery Mine Advertisement written by Konami Australia Pty. Ltd., published prior to January 1999.
	Penguin Pays Advertisement written by Aristocrat Incorporated, published in 1998.
	Pink Panther Advertisement and Article, written by IGT, published in 2000.
	REEL MAGIC™ Gaming Machine Description written by IGT, available in 1986.
	Run For Your Money Brochure by IGT, published in 1998.
	Run For Your Money by Barcrest, available July 2001.
	Slotopoly Brochure by IGT, published in 1998.
	South Park Advertisement written by IGT, available in September 1999.
	Spiker the Biker by Barcrest, available July 2001.
	The Basics of Winning Video Poker (Chapter VI Deuces Wild & Chapter VII Jokers Wild) written by J. Edward Allen, published in 1990.
	Wild Streak Advertisement written by WMS Gaming, Inc., published March 2001.
	Winning Streak Web Site Printout by WMS Gaming, Inc. printed Mar. 21, 2001.
	Your Real Key to Gaming Success Advertisement (including Roll Over Beethoven and Wild Fortune) written by Olympic Video Gaming, published prior to May 10, 2002.

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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
TRANSMITTAL LETTER**

Sir:

Submitted herewith is a Supplemental Information Disclosure Statement ("Supplemental IDS") for consideration in the above-identified application. In accordance with the provisions of 37 C.F.R. 1.56, 37 C.F.R. 1.97, and 37 C.F.R. 1.98, Applicant requests that a citation and examination of the references cited on the enclosed PTO-1449 form be made during the course of examination of the above-identified application for United States patent.

The items of information on the enclosed PTO-1449 are identical to the items of information cited, and submitted in, the August 30, 2007 Information Disclosure Statement filed in this application. Therefore, the copies of the foreign patent documents and non-patent documents cited on the enclosed PTO-1449 are not enclosed, but rather, such copies can be found in the submission of the August 30, 2007 Information Disclosure Statement filed in this application. Upon request, Applicant will provide another set of such copies.

This Information Disclosure Statement is submitted:

- ☒ [X] Within three months of filing of a national application; within three months of the date of entry of the national stage as set forth in 37 C.F.R. §1.491 in an international application; before the mailing date of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a Request for Continued Examination.

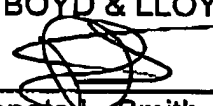
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Respectfully submitted,

BELL, BOYD & LLOYD LLP

BY


Renato L. Smith
Reg. No. 45,117
Customer No. 29159Dated: December 6, 2007

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	EP 1205894 A2	October 2, 2001	Europe				
	EP 60019 A1	September 15, 1982	Europe				
	GB 2097160	October 27, 1982	United Kingdom				
	GB 2098781	November 24, 1982	United Kingdom				
	GB 2101380	January 12, 1983	United Kingdom				
	GB 2262642	June 23, 1993	United Kingdom				
	GB 2372132	August 14, 2002	United Kingdom				
	WO 9732285	September 4, 1997	PCT				
	WO 00/12186	March 9, 2000	PCT				

Examiner:

Date Considered:

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INFORMATION DISCLOSURE CITATION IN AN APPLICATION (Use several sheets if necessary) PTO Form 1449	Atty Docket No. 112300-4339	Application No. 09/971,993
	Applicant Danny W. Bilyeu et al.	Date Submitted December 6, 2007, 2007
	Filing Date October 5, 2001	Group 3714

FOREIGN PATENT DOCUMENTS								
Examiner's Initials		Document Number	Publication Date	Country	Class	Subclass	Translation	
							Yes	No
		WO 00/66235	November 9, 2000	PCT				
		WO 00/76606 A1	December 21, 2000	PCT				

Examiner's Initials	OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)
	Adders & Ladders Brochure by Barcrest, available July 2001.
	Andy Capp Article written by Strictly Slots published in February, 2002.
	Andy Capp Hits the Bullseye As a New Evo™ Video!, written by Bally Gaming Systems, published in 2001.
	Bally's Cash Encounters found at http://www.ballygaming.com/gameroom/video/cash-encounters.asp , visited on December 17, 2001 (copy unlocatable).
	Bally Live! Special Global Gaming Expo 2002 Issue written by Bally Gaming Systems, published in Fall 2002.
	Big Bang Piggy Banking Advertisement, written by WMS Gaming, Inc., published prior to 2000.
	Black Swan Paytable Display written by IGT, published prior to 2001.
	Boot Scootin Article written by Strictly Slots/Aristocrat Leisure Industries, PTY Ltd., available prior to February 24, 2003.
	Break the Spell Article written by Strictly Slots/Atronic Casino Technology, Ltd., published in September 2000.
	Break the Spell Atronic Web Page, published in January 2001.
	Break the Spell Brochure, published in 1999.
	Cash Chameleon Advertisement written by Aristocrat, published April 2001.
	Cash Encounters Bally Gaming written by Strictly Slots, April 2001.
	Cossack Dancer Advertisement written by Olympic Video Gaming, published prior to 2002.
	Description of "ROAD HOG" Gaming Device and Advertisement by Barcrest, available July 2001.
	Description of Expanding Symbol written by IGT, available in September 1999.
	Description of Gaming Machine with Animating Symbols, IGT, prior to June 29, 2000.
	Description of Symbol Feature in Australian UFO Gaming Machine, Barcrest, Ltd., on or before the month of December in the year 1995.
	Description of Traveling Symbols, written by IGT, available in September 1999.
	Double Diamond Line Advertisement written by Bally Gaming Systems, published in 2000.
	Easy Street Advertisements printed on January 15, 2001.
	Easy Street Article (Casino Data Systems) by Strictly Slots published 2000.
	Elvis Advertisement by IGT, published in 1999.

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Examiner's Initials	OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)
	ENCHANTED FOREST™ Gaming Description from Aristocrat, available in 1994.
	Enchanted Unicorn Advertisement written by IGT, published in 2001.
	Fishin' Buddies Article published in Strictly Slots/Anchor Games, published in April 2001.
	Ghoulish Gamble Advertisement, written by Konami Australia Pty. Ltd., published prior to September 2000.
	Gooooaall, Bally Gaming, Inc., on or before the month of December in the year 2000.
	Happy Camper Advertisement written by IGT, published in 2001.
	Introducing the "Smiling Ape" Machine Advertisement (including Joker's Wild Poker description) written by IGT, published prior to 2001.
	Jackpot Party Brochures and Articles by WMS Gaming, Inc., published 1998, 1999, 2000.
	Joker's Wild Advertisement written by IGT, published prior to 2001.
	Little Green Men, Jr. Advertisement written by A.C. Coin and Slot Services Company, published prior to 2002.
	Loco Loot Article written by Strictly Slots/Aristocrat Leisure Industries, PTY Ltd., published in May 2002.
	Mountain Money Article written by Strictly Slots/Aristocrat Leisure Industries, PTY Ltd., published in June 2002.
	Mystery Mine Advertisement written by Konami Australia Pty. Ltd., published prior to January 1999.
	Penguin Pays Advertisement written by Aristocrat Incorporated, published in 1998.
	Pink Panther Advertisement and Article, written by IGT, published in 2000.
	REEL MAGIC™ Gaming Machine Description written by IGT, available in 1986.
	Run For Your Money Brochure by IGT, published in 1998.
	Run For Your Money by Barcrest, available July 2001.
	Slotopoly Brochure by IGT, published in 1998.
	South Park Advertisement written by IGT, available in September 1999.
	Spiker the Biker by Barcrest, available July 2001.
	The Basics of Winning Video Poker (Chapter VI Deuces Wild & Chapter VII Jokers Wild) written by J. Edward Allen, published in 1990.
	Wild Streak Advertisement written by WMS Gaming, Inc., published March 2001.
	Winning Streak Web Site Printout by WMS Gaming, Inc. printed Mar. 21, 2001.
	Your Real Key to Gaming Success Advertisement (including Roll Over Beethoven and Wild Fortune) written by Olympic Video Gaming, published prior to May 10, 2002.

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